



08-25-03 91-1732  
 PATENT  
 Attorney Docket No. 213256  
 Client Reference No.  
 Date: September 24, 2003

In re Application of: Robert D. Swain, et al.  
 Application No. 10/027,898  
 Filed: October 19, 2001  
 For: METHOD OF DETERMINING WEAR

Mail Stop  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

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#5  
 J.L.H.  
 10/24/03

Sir:

Transmitted herewith is a response to an office action in the subject application.

Applicants claim small entity status of this application under 37 CFR 1.27.

Petition for Extension of Time  
 Applicants petition for a three-month extension of time under 37 CFR 1.136, the fee for which is \$465.00 (enclosed).  
 Applicants believe that no petition for an extension of time is necessary. However, to the extent that such petition is deemed necessary, Applicants hereby petition for a sufficient extension of time to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.

No additional claim fee is required.

Other: Terminal Disclaimer

The claim fee has been calculated as shown below:

				SMALL ENTITY		OTHER THAN A SMALL ENTITY		
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADDIT. CLAIM FEE	RATE	ADDIT. CLAIM FEE	
TOTAL	111	MINUS	41	=70	x 9=	\$630.00	x 18=	\$0.00
INDEPENDENT	10	MINUS	7	=3	x 42=	\$126.00	x 84=	\$0.00
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE CLAIM				+ 140=	\$	+ 280=	\$0.00	
				TOTAL	\$756.00	TOTAL	\$0.00	

Please charge my Deposit Account No. 12-1216 in the amount of \$1276.00 (\$756.00 Claims + \$465.00 Extension Fee + \$55.00 Disclaimer Fee). A duplicate copy of this sheet is attached.

A check in the amount of \$ is attached.

The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216. A duplicate copy of this sheet is attached.  
 Any filing fees under 37 CFR 1.16 for the presentation of extra claims.  
 Any patent application processing fees under 37 CFR 1.17.

10/01/2003 HLE333 0000013 121216 10027898

03 FC:2253 465.00 DA

Respectfully submitted,  
 LEYDIG, VOIT & MAYER, LTD.

By   
 John M. Augustyn, Reg. No. 33,589

Leydig, Voit & Mayer, Ltd.  
 Two Prudential Plaza, Suite 4900  
 180 North Stetson  
 Chicago, Illinois 60601-6780  
 (312) 616-5600 (telephone)  
 (312) 616-5700 (facsimile)